

CALIFORNIA LEGISLATURE

2019–20 REGULAR SESSION

SENATE DAILY JOURNAL

ONE HUNDRED FORTY-EIGHTH LEGISLATIVE DAY

IN SENATE

Senate Chamber, Sacramento
Monday, February 10, 2020

The Senate met at 2 p.m.
Hon. Steven C. Bradford, of the 35th District, presiding.
Secretary Erika Contreras at the Desk.
Assistant Secretary Dylan Goldstein reading.

PROCEEDINGS UNDER QUORUM CALL OF THE SENATE

ROLL CALL

The roll was called and the following Senators answered to their names:

Allen, Archuleta, Atkins, Bates, Beall, Borgeas, Bradford, Caballero, Chang, Dahle, Dodd, Durazo, Galgiani, Glazer, Lena Gonzalez, Grove, Hertzberg, Hill, Hueso, Hurtado, Jackson, Jones, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Nielsen, Pan, Portantino, Roth, Rubio, Skinner, Stern, Umberg, Wieckowski, Wiener, and Wilk—39.

Quorum present.



PRAYER

Prayer was offered by the Chaplain, Sister Michelle Gorman, RSM:

As we celebrate Black History Month, let us pray in the words of Marian Wright Edelman, an advocate for children's rights:

Lord, I cannot preach like Martin Luther King, Jr.
Or turn a poetic phrase like Maya Angelou,
But I care and am willing to serve.

I do not have Fred Shuttleworth's and
Harriet Tubman's courage . . .
But I care and am willing to serve.

I cannot sing like Fannie Lou Hamer
Or organize like Ella Baker and Bayard Rustin,
But I care and am willing to serve.

I am not holy like Archbishop Tutu,
Or forgiving like Mandela,
But I care and am willing to serve.

I am not brilliant like Dr. DuBois . . .
Or as eloquent as Sojourner Truth and Booker T. Washington,
But I care and am willing to serve.
Use me as You will . . . today and tomorrow

To build a nation and world
Where no one is left behind, and where everyone feels
welcome.—AMEN.

PLEDGE OF ALLEGIANCE TO THE FLAG

Senator Skinner led the Senate in the Pledge of Allegiance to the Flag.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, February 6, 2020

Mr. President: I am directed to inform your honorable body that the Assembly on this day adopted:

ACR 156

SUE PARKER, Chief Clerk of the Assembly

FIRST READING OF ASSEMBLY MEASURES

The following measure was read and referred to the Committee on Rules:

Assembly Concurrent Resolution 156—Relative to Rosa Parks Day.



INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measures were introduced, read the first time, and transmitted to the Committee on Rules for assignment:

Senate Bill 940: By Senator Beall (Coauthor: Assembly Member Chu)—An act to amend Section 66300 of the Government Code, relating to land use.

Senate Bill 941: By Senator Portantino—An act to amend Sections 28230 and 30370 of the Penal Code, relating to firearms.

Senate Bill 942: By Senator Wilk—An act relating to electricity.

Senate Bill 943: By Senator Chang—An act to amend Section 16000 of the Vehicle Code, relating to vehicles.

Senate Bill 944: By Senator McGuire (Principal coauthors: Senators Rubio and Stern) (Principal coauthors: Assembly Members Aguiar-Curry and Friedman) (Coauthors: Senators Dahle, Dodd, Galgiani, Hill, Jackson, and Nielsen) (Coauthors: Assembly Members Gallagher and Wood)—An act to add and repeal Sections 17052.13, 17052.14, and 17052.15 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

Senate Bill 945: By Senator Beall (Coauthor: Senator Wiener) (Coauthors: Assembly Members Chiu and Kalra)—An act to add Section 1656.1 to the Vehicle Code, relating to vehicles.

Senate Bill 946: By Senator Pan—An act to amend Section 8201 of the Water Code, relating to flood protection.

Senate Bill 947: By Senator Dodd—An act to add Sections 719 and 913.13 to the Public Utilities Code, relating to electricity.

Senate Bill 948: By Senator Portantino—An act relating to state claims, and declaring the urgency thereof, to take effect immediately.

Senate Bill 949: By Senator Portantino—An act relating to the payment of claims against the state, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

Senate Bill 950: By Senator Jackson—An act to amend Section 21082 of the Public Resources Code, relating to environmental quality.

Senate Bill 951: By Senator Portantino—An act relating to state claims, and declaring the urgency thereof, to take effect immediately.

Senate Bill 952: By Senator Nielsen—An act to amend Section 8385 of the Public Utilities Code, and to add Section 6356.3 to the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.



Senate Bill 953: By Senator Wiener (Principal coauthor: Senator Nielsen) (Coauthors: Assembly Members Gallagher, Mark Stone, and Ting)—An act to add Section 2829.5 to the Public Utilities Code, relating to energy.

Senate Bill 954: By Senator Hertzberg—An act relating to financial institutions.

Senate Bill 955: By Senator Portantino (Principal coauthor: Assembly Member Maienschein)—An act to amend Sections 18897.1, 18897.2, 18897.3, 18897.4, 18897.6, 18897.7, and 113948 of, to add the headings of Chapter 1 (commencing with Section 18897) and Chapter 2 (commencing with Section 18897.2) to Part 2.4 of Division 13 of, to add Chapter 3 (commencing with Section 18897.10), Chapter 4 (commencing with Section 18897.20), Chapter 5 (commencing with Section 18897.30), Chapter 6 (commencing with Section 18897.45), and Chapter 7 (commencing with Section 18897.50) to Part 2.4 of Division 13 of, and to repeal and add Section 18897 of, the Health and Safety Code, and to amend Section 11165.7 of the Penal Code, relating to public health.

Senate Bill 956: By Senator Jackson—An act to add and repeal Sections 42 and 43 of the Revenue and Taxation Code, relating to taxation.

Senate Bill 957: By Senator McGuire—An act to amend Section 1209.5 of the Penal Code, relating to criminal procedure.

CONSIDERATION OF DAILY FILE UNFINISHED BUSINESS

Consideration of Governor's Appointments

Senator Wilk placed the following Governor's appointments before the Senate:

MATTHEW J. NAVO, Member, State Board of Education.

KIMBERLEY PATTILLO BROWNSON, J.D., Member, State Board of Education.

The President put the question: "Will the Senate advise and consent to the appointments by the Governor?"

Roll Call

The roll was called and the appointments were confirmed by the following vote:

AYES (39)—Senators Allen, Archuleta, Atkins, Bates, Beall, Borgeas, Bradford, Caballero, Chang, Dahle, Dodd, Durazo, Galgiani, Glazer, Lena Gonzalez, Grove, Hertzberg, Hill, Hueso, Hurtado, Jackson, Jones, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Nielsen, Pan, Portantino, Roth, Rubio, Skinner, Stern, Umberg, Wieckowski, Wiener, and Wilk.

NOES (0)—None.



Consideration of Governor's Appointments

Senator Wilk placed the following Governor's appointment before the Senate:

HON. SUSAN BONILLA, Member, Alcoholic Beverage Control Appeals Board.

The President put the question: "Will the Senate advise and consent to the appointment by the Governor?"

Roll Call

The roll was called and the appointment was confirmed by the following vote:

AYES (39)—Senators Allen, Archuleta, Atkins, Bates, Beall, Borgeas, Bradford, Caballero, Chang, Dahle, Dodd, Durazo, Galgiani, Glazer, Lena Gonzalez, Grove, Hertzberg, Hill, Hueso, Hurtado, Jackson, Jones, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Nielsen, Pan, Portantino, Roth, Rubio, Skinner, Stern, Umberg, Wieckowski, Wiener, and Wilk.

NOES (0)—None.

Consideration of Governor's Appointments

Senator Wilk placed the following Governor's appointment before the Senate:

TINE F. SLOAN, PH.D., Member, Commission on Teacher Credentialing.

The President put the question: "Will the Senate advise and consent to the appointment by the Governor?"

Roll Call

The roll was called and the appointment was confirmed by the following vote:

AYES (39)—Senators Allen, Archuleta, Atkins, Bates, Beall, Borgeas, Bradford, Caballero, Chang, Dahle, Dodd, Durazo, Galgiani, Glazer, Lena Gonzalez, Grove, Hertzberg, Hill, Hueso, Hurtado, Jackson, Jones, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Nielsen, Pan, Portantino, Roth, Rubio, Skinner, Stern, Umberg, Wieckowski, Wiener, and Wilk.

NOES (0)—None.

THIRD READING OF SENATE BILLS

Senate Resolution 71—Relative to American Heart Month and Wear Red Day.

Resolution read third time and presented by Senator Chang.



Roll Call

The roll was called and the resolution was adopted by the following vote:

AYES (39)—Senators Allen, Archuleta, Atkins, Bates, Beall, Borgeas, Bradford, Caballero, Chang, Dahle, Dodd, Durazo, Galgiani, Glazer, Lena Gonzalez, Grove, Hertzberg, Hill, Hueso, Hurtado, Jackson, Jones, Leyva, McGuire, Mitchell, Monning, Moorlach, Morrell, Nielsen, Pan, Portantino, Roth, Rubio, Skinner, Stern, Umberg, Wieckowski, Wiener, and Wilk.

NOES (0)—None.

**FURTHER PROCEEDINGS UNDER QUORUM CALL OF THE
SENATE DISPENSED WITH**

At 2:31 p.m., on motion of Senator Atkins, further proceedings under the quorum call of the Senate were dispensed with.

MOTION TO ADJOURN

Senator Atkins moved that the Senate stand in recess until the hour of 3:30 p.m. The Desk shall remain open to receive communications and to conduct the business of the day. At 3:30 p.m., the Senate will adjourn until Tuesday, February 11, 2020.

Motion carried.

MESSAGES FROM THE ASSEMBLY

Assembly Chamber, February 10, 2020

Mr. President: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

ACR 140

SUE PARKER, Chief Clerk of the Assembly

INTRODUCTION AND FIRST READING OF SENATE MEASURES

The following measures were introduced, read the first time, and transmitted to the Committee on Rules for assignment:

Senate Bill 958: By Senator Leyva—An act to amend Sections 79220, 79222, and 79225 of the Education Code, relating to community colleges.

Senate Bill 959: By Senator Hurtado—An act to amend Section 234.7 of the Education Code, relating to educational equity.

Senate Bill 960: By Senators Hertzberg and Durazo (Principal coauthor: Assembly Member Bonta) (Coauthors: Senators Lena Gonzalez, Skinner, and Wieckowski) (Coauthors: Assembly Members Kamlager, Medina, Luz Rivas, and Santiago)—An act to amend Sections 1632, 1761, 1788.2, and 1799.90 of the Civil Code, relating to civil law.



Senate Bill 961: By Senator Lena Gonzalez (Principal coauthor: Senator Wiener) (Coauthors: Senators Atkins, Beall, Galgiani, Mitchell, and Skinner) (Coauthors: Assembly Members Eggman, Gipson, and Gloria)—An act to amend Sections 799.03, 799.04, 799.05, 799.06, 799.07, 799.09, and 799.10 of, and to repeal and add Sections 799.01 and 799.02 of, the Insurance Code, relating to insurance.

Senate Bill 962: By Senator Wilk—An act to amend Section 4301 of the Food and Agricultural Code, relating to district agricultural associations.

REQUESTS TO ADJOURN IN MEMORIAM

Senator Chang requested that when the Senate adjourns this day it do so in memory of Esther Wallace of Anaheim.

Senator Portantino requested that when the Senate adjourns this day it do so in memory of Ted Richard Shaw of South Pasadena and Carole Bailey Babcock of Pasadena.

Senator Skinner requested that when the Senate adjourns this day it do so in memory of Whitney Dotson of Richmond.

ADJOURNMENT

At 3:30 p.m., on motion of Senator Atkins, the Senate adjourned pursuant to the Senators' requests until 9 a.m., Tuesday, February 11, 2020.

MATHEW BURNS, Minute Clerk

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